Case 7:07-cv-06664-KMK-GAY

Document 28

Filed 03/10/2008

USDS SDNY DOCUMENT

DATE FILED:

Page 1 of 3

ELECTRONICALLY FILED

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BRIAN WOLOSHIN,

Plaintiff,

-v-

Case No. 07-CV-6664 (KMK)

DOC #: \_

<u>ORDER</u>

AETNA LIFE INSURANCE COMPANY,

Defendant.

## KENNETH M. KARAS, District Judge:

For the reasons discussed during the March 6, 2008 hearing on Plaintiff's Order to Show Cause, Plaintiff's motion is deemed moot and DENIED without prejudice. The Parties will each submit a letter to the Court by March 17, 2008 updating the Court on the progress of discovery. If necessary, the Parties' letters will also outline the merits of their respective positions on Plaintiff's requests for monitoring of Defendant's future communications with potential class members, including any calls to Defendant's "800" number. The Parties will return for a status conference at a date to be determined.

SO ORDERED.

Dated:

March 7, 2008

White Plains, New York

KENNETH M. KARAS

UNITED STATES DISTRICT JUDGE

## Service List:

Michael Adam Schwartz, Esq. Horwitz, Horwitz & Paradis 28 West 44th Street 16th Floor New York, NY 10036 (212) 404-2200

Fax: (212) 404-2226

Email: mschwartz@hhplawny.com

Counsel for Plaintiff

Paul Oliva Paradis, Esq. Horwitz, Horwitz & Paradis 28 West 44th Street 16th Floor New York, NY 10036 (212) 404-2200 Fax: (212) 404-2226

Email: pparadis@hhplawny.com

Counsel for Plaintiff

Edward Y. Kroub, Esq. Horwitz, Horwitz & Paradis 28 West 44th Street 16th Floor New York, NY 10036 (212) 404-2222

Fax: (212) 404-2226

Email: ekroub@hhplawny.com

Counsel for Plaintiff

Gina M Tufaro, Esq. Horwitz, Horwitz & Paradis 28 West 44th Street 16th Floor New York, NY 10036 (212) 404-2200

Fax: (212) 404-2226

Email: GTufaro@hhplawny.com

Counsel for Plaintiff

James H. Rotondo, Esq. Day Pitney, L.L.P. (Hartford) 242 Trumbull Street Hartford, CT 06103 (860) 275-0197

Fax: (860) 881-2470

Email: jhrotondo@daypitney.com

Counsel for Aetna Life Insurance Company

Jonathan Matthew Borg, Esq. Day Pitney, L.L.P. (Times Square) Times Square Tower 7 Times Square New York, NY 10036 (212) 297-5816 Fax: (212) 916-2940

Email: jborg@daypitney.com

Counsel for Aetna Life Insurance Company

James T. Rotondo, Esq. Day Pitney LLp 242 Trumbull Street Hartford, CT 06103 (860) 275-0100

Fax: (860) 275-0343

Counsel for Aetna Life Insurance Company